

ASSEMBLY BILL

No. 1691

Introduced by Assembly Member Lieber

February 22, 2005

An act to add Section 44356 to the Education Code, relating to teacher credentials.

LEGISLATIVE COUNSEL'S DIGEST

AB 1691, as introduced, Lieber. Teachers: criminal records checks.

Existing law requires the Commission on Teacher Credentialing and local educational agencies to obtain criminal record summaries from the Department of Justice concerning applicants for teacher credentials prior to issuing credentials or temporary certificates.

This bill would require the Department of Justice to contact any applicant for a credential, or for the renewal of a credential, for whom it is conducting a criminal records check, if issues arise in the process of conducting the check that require clarification or further documentation. This bill would require the department to furnish information concerning an applicant for which there is a file in its office to any applicant whose credential application has been denied or delayed for more than 60 days beyond the normal processing time for the application.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 44356 is added to the Education Code,
2 to read:

1 44356. (a) The Department of Justice may directly contact
2 any applicant for a credential, or for the renewal of a credential,
3 for whom it is conducting a criminal records check pursuant to
4 Section 44332.6 or 44341, if issues arise in the process of
5 conducting the check that require clarification or further
6 documentation.

7 (b) Upon the request of an applicant for a credential, or for the
8 renewal of a credential, whose application is denied or delayed
9 more than 60 days beyond the processing time stated by the
10 commission for the application, the Department of Justice shall
11 furnish to the applicant all information pertaining to the applicant
12 for which there is a record in its office, except that information
13 which may compromise or prejudice an ongoing criminal
14 investigative matter may be withheld until the matter is
15 completed.